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1743

Attorney's Docket No.: 06618-896001 / CIT 2976-CIP

JUN 14 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Nathan S. Lewis et al. Art Unit : 1743
Serial No. : 09/842,204 Examiner : Brian J. Sines
Filed : April 24, 2001
Title : SPATIOTEMPORAL AND GEOMETRIC OPTIMIZATION OF SENSOR
ARRAYS FOR DETECTING ANALYTES FLUIDS

MAIL STOP PETITIONS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO WITHDRAW NOTICE OF ABANDONMENT

Under 37 CFR §§1.8(b) and 1.181, applicant hereby petitions to withdraw the Notice of Abandonment mailed May 24, 2004 (copy enclosed). The application was abandoned under 37 CFR §1.135 for failure to respond to the Office Action mailed September 24, 2003.

The undersigned, applicant's attorney of record, first became aware of the abandonment on June 1, 2004, upon receipt of the Notice of Abandonment and submits that this petition to withdraw the Notice is being promptly submitted as required by 37 CFR §1.8(b)(1).

The following documents are submitted under 37 CFR §1.8(b)(2) as proof that a Response was timely filed on October 20, 2003:

1. A copy of the response to the Office Action, including an executed certificate of mailing signed by Teri Barnett on October 20, 2003;
2. A copy of the postcard dated October 20, 2003 that was included with the response; and

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

June 10, 2004

Date of Deposit



Signature

Teri Barnett

Typed or Printed Name of Person Signing Certificate

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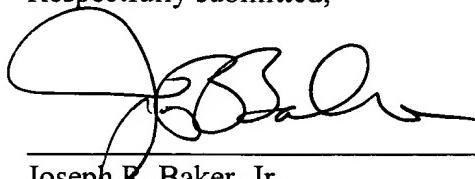
4. A copy of the postcard stamped received by the PTO Mailroom on October 23, 2003.

Applicant submits that the response to the Office Action was timely filed and requests that the Notice of Abandonment be withdrawn.

Please apply any charges or credits to Deposit Account No. 06-1050.

Date: 6/10/04

Respectfully submitted,



Joseph R. Baker, Jr.
Reg. No. 40,900

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